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AUG 23 2005

1 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2 Application Serial No.09/764,011
3 Filing Date01/17/2001
4 Inventorship.....Burrows et al.
5 AssigneeMicrosoft Corporation
6 Group Art Unit2161
7 ExaminerFilipczyk, Marcin R.
8 Attorney's Docket No.MS1-2747US
9 Title: METHOD FOR CREATING A BALANCED BINARY TREE

10 **RESPONSE TO OFFICE ACTION DATED**
11 **MAY 26, 2005**

12 To: Commissioner for Patents
13 P.O. Box 1450
14 Alexandria, VA 22313-1450

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INTRODUCTORY COMMENTS

This communication is responsive to the Office Action dated May 26, 2005, for which a three-month shortened statutory period for response is set for August 26, 2005. Please amend the above-captioned application as follows:

Amendments to the Claims begin on page 3 of this document.

Remarks begin on page 21 of this document.